

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

August 25, 2006

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

PSF#04MD-216
MAUI

Rescind Prior Board Action of September 10, 2004 (D-4),
Consent to Issuance of Revocable Permit for Lands Under
Governor's Executive Order No. 1189 to Molokai General
Hospital, Pukoo, Molokai, Tax Map Key: (2) 5-7-7:16

BACKGROUND:

At its September 10, 2004 meeting, under agenda Item D-4, the Land Board consented to a revocable permit between the Department of Health (DOH) and Molokai General Hospital. DOH was working with various agencies on Molokai who would be interested in using the Irwin Health Center for health related reasons to better serve the community. Molokai General Hospital would use space at Irwin Health Center for infant-toddler development/respice/parent education support purposes. Exhibit A.


REMARKS:

The Attorney General's office requested changes be made to Revocable Permit No. 05-02. By letter dated November 10, 2004, DOH was requested to correct the document. On April 17, 2006 staff contacted Mr. Brian Takahashi, Maui Public Health Administration Officer on the status of Revocable Permit No. 05-02. It was confirmed by Mr. Takahashi that DOH no longer requires the document. Based on this information, staff is requesting the Land Board to rescind its prior approval.

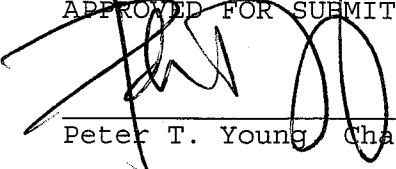
RECOMMENDATION: That the Board:

- A. Rescind the prior Board action of September 10, 2004, under agenda Item D-4.

Respectfully Submitted,


Daniel Ornellas
Maui District Land Agent

APPROVED FOR SUBMITTAL:


Peter T. Young, Chairperson

P-4

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

September 10, 2004

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

Molokai

Consent to Issuance of Revocable Permit for Lands under
Governor's Executive Order No. 1189 to Molokai General
Hospital, Pukoo, Molokai, Tax Map Key: (2) 5-7-007:016.

CONTROLLING AGENCY (of subject executive order):

Department of Health

APPLICANT (requesting revocable permit):

Molokai General Hospital, a Hawaii Nonprofit corporation

LEGAL REFERENCE:

Section 171-11, Hawaii Revised Statutes, as amended.

ZONING:

State Land Use District: Rural

TRUST LAND STATUS:

Section 5(a) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State
Constitution: YES _____ NO X

CURRENT USE STATUS:

Governor's Executive Order No. 1189 to Department of Health for
Health Center Site purposes.

APPROVED BY THE BOARD OF
LAND AND NATURAL RESOURCES
AT ITS MEETING HELD ON

September 10, 2004

Exhibit A

ITEM D-4

BLNR - Consent on EO1189
RP to Molokai General
Hospital

Page 2

September 10, 2004

REVOCABLE PERMIT TERMS & CONDITIONS:LOCATION AND AREA:

Portion of Government lands situated at Pukoo, Molokai, identified by Tax Map Key: (2) 5-7-007:016, consisting of approximately 1.69 acres, more or less, as shown on the attached map labeled Exhibit A.

CHARACTER OF USE:

Infant-todler development/respice/parent education support purposes.

TERM:

Month to month, commencing January 2, 2004.

RENT AMOUNT:

\$1.00 per month.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

The controlling agency shall be responsible for ensuring compliance with Chapter 343, HRS.

DCCA VERIFICATION:

Place of business registration confirmed:	YES	<u>X</u>	NO	<u> </u>
Registered business name confirmed:	YES	<u>X</u>	NO	<u> </u>
Applicant in good standing confirmed:	YES	<u>X</u>	NO	<u> </u>

REMARKS:

On March 14, 1938, Paul I. Fagan and Helene Irwin Fagan quitclaimed onto the Territory of Hawaii, the subject lands for public health purposes.

On February 5, 1947, the subject lands were set aside to the Board of Health, Territory of Hawaii for a health center site by Governor's Executive Order No. 1189. The site is known as the Irwin Health Center.

Exhibit A

BLNR - Consent on E01189
RP to Molokai General
Hospital

Page 3

September 10, 2004

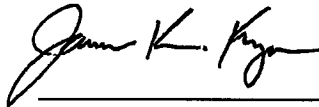
The proposed use as an infant-todler development/respice/parent education support center by the Applicant is consistent with the purpose of the set aside and the quitclaim to the State.

RECOMMENDATION:

That the Board consent to the revocable permit between the Department of Health and Molokai General Hospital, subject to any applicable conditions cited above which are by this reference incorporated herein and further subject to the following:

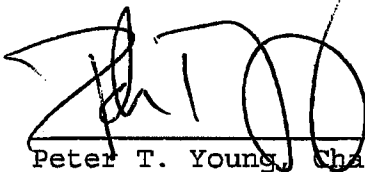
1. Review and approval by the Department of the Attorney General; and
2. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



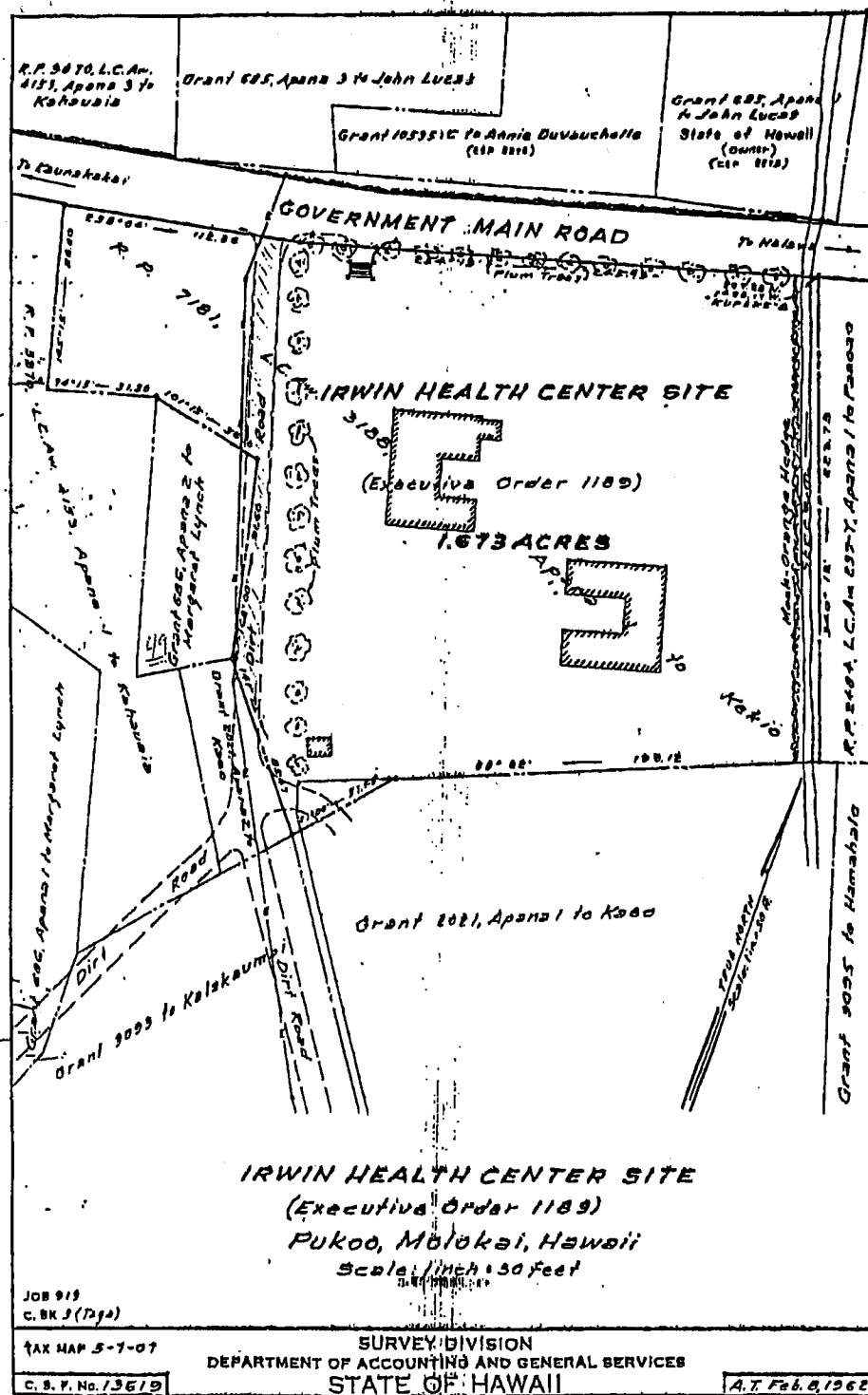
Jason K. Koga
District Land Agent

APPROVED FOR SUBMITTAL:



Peter T. Young, Chairperson

Exhibit A



I hereby certify that this is a true and correct copy of the original on file at the Survey Division, Department of Accounting and General Services, State of Hawaii, identified as Irwin Health Center Site at Pukoo, Molokai, Hawaii, filed under C.B.F. No. 13619.

Dated at Honolulu, Hawaii, this 22 day of August, 1962.

[Signature]
H. State Land Surveyor

EXHIBIT A